



**GAIL FARBER, Director**

## **COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

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ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

July 21, 2009

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

**ADOPT, ADVERTISE, AND AWARD  
ROADWAY RESURFACING  
FOOTHILL BOULEVARD  
UNINCORPORATED COMMUNITY OF LA CRESCENTA  
(SUPERVISORIAL DISTRICT 5)  
(3 VOTES)**

**SUBJECT**

This action is to approve a project to resurface roadway pavement on Foothill Boulevard between Pennsylvania Avenue to 104 feet east of Briggs Avenue in the unincorporated community of La Crescenta, adopt the plans and specifications, call for bids, and authorize the Director of Public Works or her designee to award and execute a contract with a responsible contractor with the lowest responsive bid.

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Find that this project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Approve the project and adopt the plans and specifications for Foothill Boulevard, roadway resurfacing, in the unincorporated community of La Crescenta, at an estimated cost between \$575,000 and \$650,000.
3. Call for bids to be received on August 18, 2009.
4. Instruct the Executive Officer of the Board of Supervisors to advertise the project and seal and return the plans and specifications to the Department of Public Works for filing.
5. Authorize the Director of Public Works or her designee to award and execute a contract with a responsible contractor with the lowest responsive bid within the estimated cost range, approve the Faithful Performance and Labor and Material Bonds submitted by the contractor, and deliver the project.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended action is to obtain County of Los Angeles Board of Supervisors' (Board) approval to adopt and advertise for bids and authorize the Director of Public Works or her designee to award and execute a construction contract with a responsible contractor with the lowest responsive bid for the resurfacing of roadway pavement, installation of striping and pavement markings, and the performance of other appurtenant work.

**Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The recommended action will help meet these goals by providing improved highway facilities for the traveling public, which will benefit the community.

**FISCAL IMPACT/FINANCING**

The estimated construction cost to complete this project is in the range of \$575,000 to \$650,000. We are seeking a Rubberized Asphalt Concrete grant made available by the California Integrated Waste Management Board to be used toward the pavement work. Funding for this project is included in the Fifth Supervisorial District's Road Construction Program in the Fiscal Year 2009-10 Proposition C Local Return Fund.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

This project, to contract for the resurfacing of roadway pavement, is part of the Department of Public Works' (Public Works) ongoing highway construction and maintenance program. It will be advertised in accordance with Section 20392 of the Public Contract Code.

This project is to be completed in 25 working days. It is estimated the work will start in October and be completed in November 2009.

Delegating to the Director of Public Works or her designee the authority to award and execute this contract will allow an expedited contracting process to procure a contractor and facilitate construction delivery for the resurfacing of roadway pavement during warm weather conditions.

The contract agreement will be in the form previously reviewed and approved by County Counsel.

The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting your Board's ordinances, policies, and programs, including but not limited to: County of Los Angeles' (County) Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; and the standard Board directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that; (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to a contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

The Honorable Board of Supervisors

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### **ENVIRONMENTAL DOCUMENTATION**

This project is categorically exempt pursuant to Section 15301(c) of the California Environmental Quality Act Guidelines and Class 1, Subsections (x)(2), (x)(14), and (x)(22), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987. These exemptions provide for the posting of regulatory signs and resurfacing roadway pavement.

### **CONTRACTING PROCESS**

This project will be contracted on an open competitive bid basis. A recommendation for award by the Director of Public Works or her designee will be made upon review of the bids meeting the criteria established by your Board and the California Public Contract Code.

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on the County website for upcoming bids.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

When the project is completed, it will have a positive impact by providing improved highway facilities for the traveling public thereby benefiting the community.

### **CONCLUSION**

Please return one adopted copy of this letter to Public Works, Construction Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER  
Director

GF:JTS:mt

c: Chief Executive Office (Lari Sheehan)  
County Counsel  
Executive Office  
Office of Affirmative Action Compliance